

UNITED STATES DISTRICT COURT  
WESTERN DISTRICT OF TEXAS  
WACO DIVISION

WSOU INVESTMENTS, LLC D/B/A  
BRAZOS LICENSING AND DEVELOPMENT,

Plaintiff,

v.

HEWLETT PACKARD ENTERPRISE COMPANY,

Defendant.

Nos. 6:20-cv-00729-ADA  
6:20-cv-00730-ADA  
6:20-cv-00783-ADA

**JOINT CLAIM CONSTRUCTION STATEMENT**

Pursuant to the Scheduling Order, the Parties jointly submit this claim construction statement.

**I. U.S. Patent No. 7,646,729 (Case No. 6:20-cv-00729-ADA)**

Term/Phrase	Brazos's Proposed Construction	HPE's Proposed Construction
“sniffer” (claims 1, 13) [proposed by HPE]	“a computer software or hardware that can intercept and log traffic flowing through a network”	“computer hardware or software, connected to a central location of the network, that can intercept and log traffic flowing through a network without affecting the traffic or network characteristics, and which is not a network node, is not known to or detectable by other network elements, can be removed without directly affecting the network topology, and does not manage any aspect of the network”

Term/Phrase	Brazos's Proposed Construction	HPE's Proposed Construction
“link status messages” (claims 1, 13)  “link state messages” (claims 7, 19)  [proposed by HPE]	not indefinite plain and ordinary meaning	indefinite
“inner nodal area” (claims 1, 13)  [proposed by HPE]	“inner routing subdomain with nodes that send link status messages only to each other”	“central ring of nodes connected to an element management system”
“outer nodal area[s]” (claims 1, 13)  [proposed by HPE]	“outer routing subdomain with nodes that send link status messages only to each other”	“ring of nodes that shares only one node with said inner nodal area, and does not share any nodes with any other outer ring”
“configuring the sniffer as a partition designated inner nodal-area node of the [first / second / remaining] outer nodal area” (claims 1, 13)  [proposed by HPE]	plain and ordinary meaning	“employing the Repairs of Partition Areas feature of ISO/IEC 10589:2001 to create a virtual outer ring adjacency to receive link state messages from all nodes in the [first / second / remaining] outer nodal area”

## II. U.S. Patent No. 8,462,774 (Case No. 6:20-cv-00730-ADA)

Term/Phrase	Brazos's Proposed Construction	HPE's Proposed Construction
“assigning the MC-LAG to a multi-chassis link aggregate group virtual local area network (MC-LAG VLAN)” (claim 12)  [proposed by HPE]	plain and ordinary meaning	“allocating each logical port of the MC-LAG corresponding to a virtual IP interface on the local and remote aggregation switches to the same VLAN”

**III. U.S. Patent No. 9,398,629 (Case No. 6:20-cv-00783-ADA)**

Term/Phrase	Brazos's Proposed Construction	HPE's Proposed Construction
“register request” (claims 1, 8)  [proposed by HPE]	“message requesting registration”	
“register acknowledgement” (claims 1, 8)  [proposed by HPE]	“message acknowledging registration”	
“seed WLAN controller” (claims 1, 8)  [proposed by HPE]	plain and ordinary meaning	“a WLAN controller that stores information for all WLAN controllers registered in the mobility domain”
<p>“a processing module operable to:</p> <p style="margin-left: 20px;">determine an address of at least one seed WLAN controller in the mobility domain;</p> <p style="margin-left: 20px;">register with the at least one seed WLAN controller in the mobility domain by:</p> <p style="margin-left: 40px;">transmitting a register request including a layer 3 address of the WLAN controller to the at least one seed WLAN controller with a mobility domain identifier of the mobility domain; and</p> <p style="margin-left: 20px;">receiving a register acknowledgement from the at least one seed WLAN controller when the mobility domain identifier matches a mobility domain identifier of the at least one seed WLAN</p>	<p>not subject to 35 U.S.C. § 112, ¶ 6, not indefinite, plain and ordinary meaning</p>	<p>Means plus function. The function is:</p> <p style="margin-left: 20px;">“determine an address of at least one seed WLAN controller in the mobility domain;</p> <p style="margin-left: 20px;">register with the at least one seed WLAN controller in the mobility domain by:</p> <p style="margin-left: 40px;">transmitting a register request including a layer 3 address of the WLAN controller to the at least one seed WLAN controller with a mobility domain identifier of the mobility domain; and</p> <p style="margin-left: 20px;">receiving a register acknowledgement from the at least one seed WLAN controller when the mobility domain identifier matches a mobility domain identifier of the at least one seed WLAN controller; and</p>

<b>Term/Phrase</b>	<b>Brazos's Proposed Construction</b>	<b>HPE's Proposed Construction</b>
<p>controller; and  receive information for other WLAN controllers in the mobility domain from the at least one seed WLAN controller.”  (claim 1)</p> <p>[proposed by HPE]</p>		<p>receive information for other WLAN controllers in the mobility domain from the at least one seed WLAN controller.”</p> <p>The term is indefinite for insufficient disclosure of structure corresponding to the function.</p>
<p>“receive information for other WLAN controllers in the mobility domain”  (claim 1)</p> <p>“receiving information for other WLAN controllers in the mobility domain”  (claim 8)</p> <p>[proposed by HPE]</p>	plain and ordinary meaning	<p>“receive information including an IP address for other WLAN controllers in the mobility domain”</p> <p>“receiving information for other WLAN controllers in the mobility domain”</p>

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